

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	12-18-07
NAME OF SERVER (PRINT) MICHAEL ABBRUZZESE	TITLE	
Check one box below to indicate appropriate method of service		
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="width: 50%;"> <input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. </div> </div> <div style="margin-top: 10px;"> Name of person with whom the summons and complaint were left: </div> <div style="margin-top: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div style="margin-top: 10px;"> <input type="checkbox"/> Other (specify): </div> <div style="margin-top: 20px; text-align: right;"> DENIS MCCARTHY'S ADMINISTRATIVE ASSISTANT@ 366 CANAL PLACE BRONX NEW YORK </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 30%;"> Executed on <u>12-18-07</u> Date </div> <div style="width: 30%;"> <u>Michael Abbruzzese</u> Signature of Server </div> <div style="width: 30%;"> <u>166th Place Lynbrook NY 11523</u> Address of Server </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

ATLANTIC CASUALTY INSURANCE COMPANY

SUMMONS IN A CIVIL ACTION

V.

ELJIN CONSTRUCTION, JOHN McGRAW,
MARJORIE McGRAW, and JOAN GRANLUND

CASE NUMBER:

07 CV 11264

TO: (Name and address of Defendant)

Mr. Dennis McCarthy
Eljin Construction
732 Quaker Road
Chappaqua, New York 10514

Mr. Dennis McCarthy
Eljin Construction
366 Canal Place
Bronx, New York 10451

JUDGE BAER

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Aidan M. McCormack (AM3017)
Cyril E. Smith (CS8359)
Nixon Peabody LLP
437 Madison Avenue
New York, New York 10022
(212) 940-3000

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

DEC 14 2007

MICHAEL McMAHON
CLERK *Wences Luintero*

DATE

(By) DEPUTY CLERK